

EXHIBIT 37

John J. McAleese III Was Investor In FlatWorld

From: McAleese, III, John J. </O=EXCHANGE/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D509689F-FAA0CBF4-85256D8B-A9509>
Sent: Tuesday, February 26, 2013 6:04 AM
To: Garner, Scott B. <sgarner@morganlewis.com>
Cc: Ossip, Michael J. <mossip@morganlewis.com>
Subject: RE: Feb. 28
Attach: Untitled.msg; Lawsuit Against Apple.msg; Re_ Lawsuit Against Apple.msg; Re_ Lawsuit Against Apple.msg

Scott:

Yes, I do. My wife started FlatWorld Interactives in 2007, and we (my wife and I) contributed capital in connection with the start-up. I have not provided any litigation advice, but probably show up on e-mails that my wife sent me, especially in the early days of the company. I informed the Firm (Michael Bloom) in advance of the lawsuit against Apple that FlatWorld filed in April 2012, as I was fully aware of our representation of Apple. I also informed him when the lawsuit was filed and he indicated that he was going to let Gary Williams know about it. I have attached the e-mails with Michael. I am happy to talk to you about this at your convenience.

Best regards,

John


John J. McAleese, III
Morgan, Lewis & Bockius LLP

Pieja Decl., Ex. I 6, MLB_A000004 I

Mr. McAleese Received Draft Operating Agmt.

From privilege log of documents produced by
Mr. McAleese in response to personal subpoena:

JMPriv126	John Kenney (jkk@hangley.com)	Slavko Milekic (kiddyface@gmail.com); Jennifer McAleese (jenmcaleese@gmail.com)		
8.4.2006	Business organization document for FlatWorld .	Drafted for purpose of FlatWorld business planning.	Work Product	Operating Agreement



Pieja Decl., Ex. 5 or Ex. 6, entry JMPriv126

Mr. McAleese Drafted NDAs For FlatWorld

From FlatWorld’s privilege log covering documents provided by Morgan Lewis in response to subpoena:

Document Number	Author	Recipient	Date	Subject Matter Addressed in Document	Purpose	Specific Basis for Claim	Title and/or Description of Document
MLB_F0000155B	John McAleese (jmcaleese@morganlewis.com)	Jennifer McAleese (jenmcaleese@gmail.com)	1.22.2009	Email regarding confidentiality of FlatWorld information.	Drafted for purpose of litigation.	Spousal	Email
MLB_F0000157	John McAleese (jmcaleese@morganlewis.com)	Jennifer McAleese (jenmcaleese@gmail.com)	1.22.2009	Draft non-disclosure agreement.	Drafted for purpose of business planning.	Spousal	NDA

1.22.2009	Email regarding confidentiality of FlatWorld information.	Drafted for purpose of litigation.	Spousal	Email
1.22.2009	Draft non-disclosure agreement.	Drafted for purpose of business planning.	Spousal	NDA

Pieja Decl., Ex. 4 or Ex. 6, entries MLB_F0000155B and 157

Document Number	Author	Recipient	Date	Subject Matter Addressed in Document	Purpose	Specific Basis for Claim	Title and/or Description of Document
MLB_F0000180	John McAleese (jmcaleese@morganlewis.com)	Jennifer McAleese (jenmcaleese@gmail.com)	5.5.2009	Draft confidentiality agreement.	Drafted for purpose of preserving confidential nature of business information	Spousal	Confidentiality Agreement

5.5.2009	Draft confidentiality agreement.	Drafted for purpose of preserving confidential nature of business information	Spousal	Confidentiality Agreement
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Pieja Decl., Ex. 4 or Ex. 6, entry MLB_F0000180

Mr. McAleese Discussed Infringement & Prosecution

PRIV1072, PRIV1125, PRIV1315 (from FlatWorld's Privilege Log):

Apple's iPhone released on January 9, 2007

PRIV1072	Jennifer McAleese	John J. McAleese, III	01/15/07	Email thread discussing business planning and potential litigation with Gordon Nelson.	Drafted for purpose of FlatWorld business planning and potential litigation.	Spousal; Attorney-Client	Email
PRIV1125	Jennifer McAleese	John J. McAleese, III	01/15/07	Email thread discussing business planning and potential litigation with Gordon Nelson.	Drafted for purpose of FlatWorld business planning and potential litigation.	Spousal; Attorney-Client	Email
PRIV1315	Jennifer McAleese	Slavko Milekic	01/15/07	Email regarding potential infringement investigation performed with Gordon Nelson, and communications with John McAleese.	Drafted for purpose of potential infringement and representation.	Work Product	Email

PRIV1036, PRIV0714, JMPriv139A (from FlatWorld & Mr. McAleese's Privilege Log):

PRIV1036	Jennifer McAleese	John J. McAleese, III	05/01/07	Email thread discussing patent prosecution status with Gordon Nelson.	Drafted for purpose of prosecution.	Spousal; Attorney-Client	Email
PRIV0714	Jennifer McAleese	John J. McAleese, III	05/01/07	Email thread regarding prelitigation investigation discussion with Gordon Nelson.	Drafted for purpose of litigation.	Spousal; Attorney-Client	Email
JMPriv139A	Jennifer McAleese (jen@flatworldinteractives.com)	John J. McAleese, III (jmcaleese@morganlewis.com)	5.3.2007	Email with discussion regarding potential patent litigation.	Drafted for purpose of litigation.	Spousal	Email

Pieja Decl., Ex. 3 or Ex. 6; Ex. 4 or Ex. 6

FlatWorld Filed Reissue On July 18, 2007

US00RE43318E

(19) **United States**

(12) **Reissued Patent**

Milekic

(10) **Patent Number:**

US RE43,318 E

(45) **Date of Reissued Patent:**

Apr. 17, 2012

(54) **USER INTERFACE FOR REMOVING AN OBJECT FROM A DISPLAY**

(75) Inventor: **Slavoljub Milekic**, Philadelphia, PA (US)

(73) Assignee: **Flatworld Interactives, LLC**, Villanova, PA (US)

(21) Appl. No.: **11/779,310**

(22) Filed: **Jul. 18, 2007**

Related U.S. Patent Documents

Reissue of:

(64) Patent No.: **6,920,619**

Issued: **Jul. 19, 2005**

Appl. No.: **09/096,950**

Filed: **Jun. 12, 1998**

U.S. Applications:

(60) Provisional application No. 60/057,117, filed on Aug. 28, 1997.

(51) **Int. Cl.**

G09G 5/08 (2006.01)

(52) **U.S. Cl.** **715/859; 715/702**

(58) **Field of Classification Search** **715/769, 715/702, 859, 861, 863, 705, 711, 854, 847**

See application file for complete search history.

5,157,737 A 10/1992 Sklarew

5,202,828 A 4/1993 Vertelney et al.

5,262,778 A 11/1993 Saunders

5,297,216 A 3/1994 Sklarew

5,325,984 A 7/1994 Ady et al.

5,355,148 A 10/1994 Anderson

(Continued)

FOREIGN PATENT DOCUMENTS

EP 515664 12/1991

(Continued)

Primary Examiner — Steven Sax

(74) Attorney, Agent, or Firm — Gordon E. Nelson

(57) **ABSTRACT**

A digital system that may be used by children two years old and older. The digital system is contained in a child-proof case and has an upward-facing display with a touch-sensitive screen that is within easy reach of a child. Other I/O devices include proximity and motion sensors and a microphone, and there is also a loudspeaker. When a proximity sensor senses someone in the neighborhood of the system, it displays images on the display. A child may manipulate the images by touching them on the touch screen. Manipulations include selecting an image by touching it, “dragging” the selected image by moving the finger touching the image across the screen and “dropping” the image by lifting a finger from it, moving a selected image by touching another location on the screen and thereby causing the selected image to move to the touched location, removing an image from the screen by

Patent-in-suit

5

FlatWorld's Reissue Target Was Apple

Status: RO
From: "jennifer mcaleese" <jenmcaleese@gmail.com>
Subject: Apple's Swiping Mechanism
To: kulpreet@google.com
Date: Tue, 09 Mar 2010 03:11:05 +0000

Hello Kulpreet,

The patent link below may be of interest to Google regarding Apple's swiping mechanism. Our inventor, Slavko Milekic was granted this patent in 2005. He filed the patent in 1998 when prior art was not evident. In 2007, we placed the patent in reissue to tailor it more closely to iphone claims. We have been told by many law firms that the patent is extremely valuable even without the reissue possibilities.

Here is the USPTO link: [User Interface For Removing An Object From Display](#)

<http://patft.uspto.gov/netacgi/nph-Parser?Sect1=PTO2&Sect2=HITOFF&p=1&u=%2Fnetacgi%2Fsearch-bool.html&r=2&f=G&l=50&col=AND&d=PTXT&s1=6,920,619&OS=6,920,619&RS=6,920,619>

If you are interested in discussing the patent please let me know. I think it could be an important asset for your ongoing "talks" with Apple.

Thank you.

Jennifer McAleese
FlatWorld Interactives, LLC
215.680.5750

Mr. McAleese Investigated Patent Enforcement Options

From: John J. McAleese III
Sent: 06/13/2007 06:38 PM EDT
To: Daniel Golub
Subject: Patent enforcement firm

Dan:

About 6 months ago, you told me about a firm in Bala Cynwyd that will purchase patents to enforce against infringers. I have forgotten the name of the firm, and my wife and her partner would like to talk with them. Do you remember the name?

Thanks.

Best regards,

John

Pieja Decl., Ex. 19, JM00000036

FlatWorld & Rembrandt Discussed Suing Apple

REM-00000849

Jennifer McAleese <jen@flatworldinteractives.com>	barron@rembrandtip.com; schneck@rembrandtip.com	iPhone...	21-Jun-07	Email conversation with discussion of potential Rembrandt/FlatWorld litigation theories.
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REM-00000822

Jennifer McAleese <jen@flatworldinteractives.com>	Paul Schneck' <Schneck@rembrandtip.com>; Russ Barron <barron@rembrandtip.com>	iPhone [Redacted]	22-Jun-07	Email conversation with discussion of potential Rembrandt/FlatWorld litigation theories.
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REM-00000800

Jennifer McAleese <jen@flatworldinteractives.com>	'Paul Schneck' <Schneck@rembrandtip.com>	RE: iPhone [Redacted]	22-Jun-07	Email conversation with discussion of potential Rembrandt/FlatWorld litigation theories.
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REM-00000747

Jennifer McAleese <jen@flatworldinteractives.com>	'Paul Schneck' <Schneck@rembrandtip.com>; barron@rembrandtip.com	iPhone	2-Jul-07	Email with conversation regarding FlatWorld/Rembrandt litigation theories.
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REM-00000833, REM-000008336, REM-000008338

Jennifer McAleese <jen@flatworldinteractives.com>	'Russ Barron' <Barron@rembrandtip.com>	RE: iPhone	5-Jul-07	Email conversation with discussion of potential Rembrandt/FlatWorld litigation theories.
Paul Schneck <Schneck@rembrandtip.com>	Jennifer McAleese <jen@flatworldinteractives.com>	RE: iPhone	3-Jul-07	Email conversation with discussion of potential Rembrandt/FlatWorld litigation theories.
Russ Barron <Barron@rembrandtip.com>	Paul Schneck <Schneck@rembrandtip.com>; Jennifer McAleese <jen@flatworldinteractives.com>	RE: iPhone	3-Jul-07	Email conversation with discussion of potential Rembrandt/FlatWorld litigation theories.

Exemplary entries from Pieja Decl. Ex. 20 or Ex. 21 (Rembrandt Privilege Log)

Mr. McAleese Edited Letters Re Patent Assertion

Dear Michael,

Paul Jaskot has told me about your background and experience with Microsoft. Paul has indicated that you may be willing to talk with me about FlatWorld Interactives, a company I started 18 months ago with Dr. Slavko Milekic, an accomplished professor and software inventor who has been designing intuitive software for the past 12 years.

Best regards,

Jennifer McAleese
Managing Director
FlatWorld Interactives
Flatworldinteractives.com (under construction)
jen@flatworldinteractives.com
215.680.5750

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Thank you

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**John McAleese's
Morgan Lewis
credential**

Page 1: [1] Deleted	MCAL5094	2/24/2008 8:02:00 PM
Hello		
Page 1: [1] Deleted	MCAL5094	2/24/2008 8:02:00 PM
Hello		
Page 1: [2] Deleted	MCAL5094	2/24/2008 8:02:00 PM
It was very kind of		
Page 1: [2] Deleted	MCAL5094	2/24/2008 8:02:00 PM
It was very kind of		
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We are a young start up interactive		
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We are a young start up interactive		
Page 1: [3] Deleted	MCAL5094	2/24/2008 8:05:00 PM
We are a young start up interactive		

February 2008

Pieja Decl., Ex. 22,
MLB_A0000013-17,
¶25

Dear Michael,

Paul Jaskot has told me about your background and experience with Microsoft. Paul has indicated that you may be willing to talk with me about FlatWorld Interactives, a company I started 18 months ago with Dr. Slavko Milekic, an accomplished professor and software inventor who has been designing intuitive software for the past 12 years.

FlatWorld Interactives is a software development company focused primarily on interactive user interface. We have developed proprietary technology that allows an individual to interact with a computer simply by touching a computer-generated image on a touch sensitive media. This same technology is at the core of Apple's highly-acclaimed iPhone and other competing telephone/personal entertainment devices.

We are currently in development of interactive presentation tool using our technology for use in computer-based presentations such as PowerPoint. It is a downloadable application which allows a presenter to manipulate text and images in real time. Although we will sell it as a stand alone application, we believe that the most successful market will be individual who use PowerPoint. As a plug in to PowerPoint, our application will add a dynamic/active element to presentations while allowing the presenter the capability of planning a presentation in advance. Our application, when used on interactive touch sensitive surfaces such as Smart Boards, transforms a static PowerPoint presentation to a living presentation that captures and maintains the audience's attention.

Our business is also based on the marketing and enforcement of our "throwing mechanism" software patent. This patent, first issued in 200_, and currently going through re-issue, is being used by Apple in the "swiping" mechanism utilized in its iPhone and iPod touch products. According to legal counsel and troll patent companies, we have an excellent position against Apple if we decide to take that course. We are also interested in licensing our patented technology to those companies who want to acquire the swiping technology used by Apple.

Best regards,

Jennifer McAleese
Managing Director
FlatWorld Interactives
Flatworldinteractives.com (under construction)
jen@flatworldinteractives.com
215.680.5750

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Thank you

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Pieja Decl., Ex. 22,
MLB_A0000013-14

Dear Michael:

Paul Jaskot has told me about your background and experience with Microsoft. Paul has indicated that you may be willing to talk with me about FlatWorld Interactives, a

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interactive user interface. We have developed proprietary technology that allows an individual to interact with a computer simply by touching a computer-generated image on a touch sensitive media. **This same technology is at the core of Apple's highly-acclaimed iPhone and other competing telephone/personal entertainment devices.**

Our business is also based on the marketing and enforcement of our "throwing mechanism" software patent. This patent, first issued in 200_, and currently going through re-issue, **is being used by Apple in the "swiping" mechanism utilized in its iPhone and iPod touch products.** According to legal counsel and troll patent companies, **we have an excellent position against Apple** if we decide to take that course. We are also interested in licensing our patented technology to those companies who want to **acquire the swiping technology used by Apple.**

we have an excellent position against Apple if we decide to take that course. We are also interested in licensing our patented technology to those companies who want to acquire the swiping technology used by Apple.

Pieja Decl., Ex. 22,
MLB_A0000013-14

FlatWorld Discussed Patent Litigation With Acacia

FlatWorld sent John McAleese this e-mail thread
(MLB_F0000210):

MLB_F0000210A	Jennifer McAleese (jenmcaleese@gmail.com)	John McAleese (jmcaleese@morganlewis.com)	10.7.2009	Email with discussion regarding potential FlatWorld representation.	Drafted for purpose of litigation.	Spousal
MLB_F0000210B	Jonathan Taub (jtaub@acaciares.com)	Slavko Milekic (kiddyface@gmail.com); Jennifer McAleese (jenmcaleese@gmail.com); Gordon E. Nelson (genelson@comcast.net)	10.4.2009	Email with discussion regarding potential FlatWorld representation.	Drafted for purpose of litigation.	Attorney-Client; Common Interest
MLB_F0000210C	Jonathan Taub (jtaub@acaciares.com)	Slavko Milekic (kiddyface@gmail.com); Jennifer McAleese (jenmcaleese@gmail.com); Gordon E. Nelson (genelson@comcast.net)	9.15.2009	Email with discussion regarding potential FlatWorld representation.	Drafted for purpose of litigation.	Attorney-Client; Common Interest
MLB_F0000210D	Slavko Milekic (kiddyface@gmail.com)	Jonathan Taub (jtaub@acaciares.com); Jennifer McAleese (jenmcaleese@gmail.com); Gordon E. Nelson (genelson@comcast.net)	9.15.2009	Email with discussion regarding potential FlatWorld representation.	Drafted for purpose of litigation.	Attorney-Client; Common Interest

Pieja Decl., Ex. 4 or Ex. 6, entries MLB_F0000210A-D

Note: In the logs provided for documents collected by Morgan Lewis and John McAleese (personally), email threads are indicated with the same Bates number. Individual emails within the thread are indicated as separate entries with alphabetical designations. Apple has requested FlatWorld log its own emails in the same way, but has thus far not received a log treating the FlatWorld-collected emails in the same way.

FlatWorld Sent Mr. McAleese Acacia Documents

MLB_F0000210 contained three attachments:

Document Date	Document Type	Email From	Email To	Email CC	Email BCC	PRODBEG	PRODEND
10/07/2009 05:25 EDT	eMail;eMail with attachment	jennifer mcaleese <jenmcaleese@gmail.com>	"mcaleese, iii, john j." <jmcaleese@morganlewis.com>			MLB_F0000210	MLB_F0000215
10/07/2009 05:25 EDT	Attachment					MLB_F0000216	MLB_F0000216
10/07/2009 05:25 EDT	Attachment					MLB_F0000217	MLB_F0000217
10/07/2009 05:25 EDT	Attachment					MLB_F0000218	MLB_F0000229

(Pieja Decl., Ex. 23)

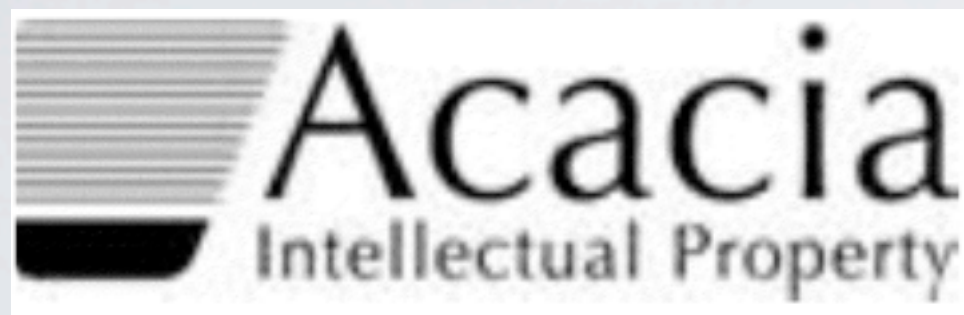
MLB_F0000216

MLB_F0000217

MLB_F0000218-229

Mr. McAleese Received Acacia Documents

Documents Produced From Mr. McAleese's Morgan Lewis Computer

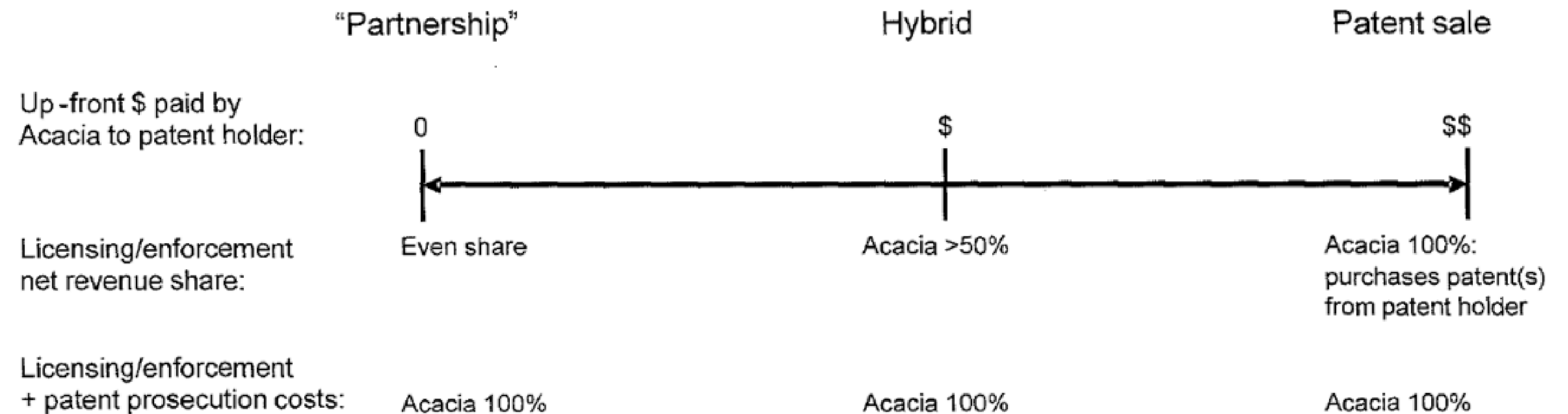


Pieja Decl., Ex. 24, MLB_F0000216



Overview

Variety of Acacia-Patent Holder Relationship Models: Patent Holder's Choice



Pieja Decl., Ex. 25, MLB_F0000217

Mr. McAleese Received Acacia Documents

Document Produced From Mr. McAleese's Morgan Lewis Computer

EXCLUSIVE LICENSE AGREEMENT

This Exclusive License Agreement (the "Agreement") is entered into by and between _____ ("Licensor"), a _____ having a principal place of _____ at _____, and **ACACIA PATENT ACQUISITION LLC ("APAC")**, a Delaware limited liability company having a principal place of business at 500 Newport Center Drive, Suite 700, Newport Beach, CA 92660 (collectively referred to herein as the "Parties" and individually as "Party"). The effective date of this Agreement shall be the date on which the last Party executes this Agreement below (the "Effective Date").

BACKGROUND

WHEREAS, Licensor is the sole and exclusive owner of **U.S. Patent No(s).** _____ and all patents, patent applications, foreign patents, foreign patent applications, continuations, continuations-in-part, divisionals, extensions, renewals, reissues and re-examinations related to all inventions thereof (collectively referred to as the "Patents"); and

WHEREAS, Licensor is willing to grant worldwide exclusive license rights in the Patents to APAC and APAC in turn, desires to acquire all substantial rights in and to the Patents.

NOW, THEREFORE, in consideration of the promises and mutual covenants contained herein and for other good and valuable consideration, Licensor and APAC agree as follows:

1. GRANT

- 1.1. Exclusive License. Effective immediately upon the date of Acceptable Completion as set forth in Section 1.3 below, Licensor grants to APAC all substantial rights in and to the Patents including the worldwide, exclusive right and license under the Patents to make, have made, use, import, offer or sell products or services covered by the Patents, including the exclusive right to grant sublicenses, to sue for and collect past, present and future damages and to seek and obtain injunctive or any other relief for infringement of the Patents. Except as expressly set forth in this Agreement, Licensor retains no rights in or to the Patents, including without limitation, the right to sue for and collect past, present and future damages or to seek and obtain injunctive or any other relief for infringement of the Patents and specifically grants APAC all such rights for the term as set forth in Section 6 below.
- 1.2. Investigation Period. Licensor acknowledges and agrees that APAC shall undertake and perform a due diligence investigation of the Patents during the period of up to sixty (60) days following the Effective Date (the "Investigation Period"). In consideration of APAC's due diligence investigation of the Patents, Licensor agrees that, during the Investigation Period, Licensor shall not discuss, negotiate or pursue with any third parties any offers or proposals with respect to or otherwise relating to any of the Patents. Licensor agrees to cooperate with APAC and to promptly provide to APAC all information in Licensor's possession or control regarding the Patents, including, but not limited to, a copy of the complete prosecution history of each of the Patents (each a "File History") and copies of all files, information and documents relating to the Patents. In the event that any of the File Histories or any of the files, information and documents relating to the Patents are not delivered to APAC within the seven (7) day period following the Effective Date, the Investigation Period shall be automatically extended by the greater of

Mr. McAleese Reviewed ICAP Docs For FlatWorld

Third party

**John McAleese
is reviewing
the documents**

**Ocean Tomo to
FlatWorld re
Auction of "IP"**

From: Vanja Buvac(vanja.buvac@gmail.com)
To: Thomas Reilly
CC:
BCC:
Subject: Re: P patent
Sent: 07/02/2010 03:13:15 PM 0000 (GMT)
Attachments:

Tom, I talked to Slavko yesterday. Jennifer's husband is reviewing the docs.

They probably won't go for the [REDACTED] buy-now price. And, they are still thinking about the reservation price. What are your thoughts on this?

I'll see Slavko tomorrow at a party. Anything else we can offer them to close the deal?
 Best, Vanja.

On Fri, Jul 2, 2010 at 10:05 AM, Thomas Reilly <Thomas.Reilly@us.icap.com> wrote:

Jennifer, Slavko:

Any decision on whether to post you IP in our upcoming auction. Paul Greco knows this market well.

Thomas M. Reilly, PhD, MBA

ICAP Ocean Tomo LLC

Pieja Decl., Ex. 27, ICAP00003367-3368

FlatWorld Offered Nokia Patent For Use Against Apple

Status: RO
From: "jennifer mcaleese" <jenmcaleese@gmail.com>
Subject: 1998/2005 Existing Swiping Patent - NO PRIOR ART
To: paul.melin@nokia.com
Cc: slavko milekic
Date: Mon, 04 Apr 2011 10:41:46 +0000

Hello Paul,

Given your various patent litigations with Apple, I strongly encourage you to take a look at this patent as a potential patent for your portfolio. We filed in 1998 and the patent was granted in 2005.

It has also gone through reissue with a final reissue decision expected very soon.

User Interface For Removing An Object From Display:

Patent Number: 6,920,619

<http://patft1.uspto.gov/netacgi/nph-Parser?Sect1=PTO2&Sect2=HITOFF&p=1&u=%2Fnethtml%2FPTO%2Fsearch-bool.html&r=3&f=G&l=50&col=AND&d=PTXT&s1=6920619&OS=6920619&RS=6920619>

Please let me know if you are interested in discussing it.

Sincerely,

Jennifer McAleese
jenmcaleese@gmail.com
215.680.5750

**FlatWorld to
Nokia**

**Offering
patent for use
against Apple**

Nokia Replied To FlatWorld's Offer

Hi Jennifer,

thanks for approaching Nokia on this offer.

Your mail has been forwarded to me. I sit in the IPR acquisition arm of our IPR department, so I think it has ended up with the proper person.

I will take a close look at this opportunity and may approach you for further clarification.

For now, I am interested in hearing if you have a bidding deadline and a target price in mind. Also, I assume the inventor is a private inventor, but can you share more about the inventor's reasons for wanting to sell?

Thanks in advance for your help.

Best regards/Venlig hilsen

Preben Kjær Kristensen
Senior manager, IPR Strategy & Acquisitions
Mobile: +45 2092 0431

**FlatWorld email
forwarded to
Kristen Preben of
Nokia, who replies**

Pieja Decl., Ex. 28, FWAPP00004700

Mr. McAleese Advised FlatWorld Re Nokia

Subject: Re: 1998/2005 Existing Swiping Patent - NO PRIOR ART: confirm receipt, interested in more information
 From: Jennifer McAleese <jenmcaleese@gmail.com>
 In-Reply-To: <76997.99733.qm@web80004.mail.sp1.yahoo.com>
 Date: Tue, 5 Apr 2011 09:53:19 -0400
 To: John McAleese <j.mcaleese@att.net>
 Status: RO

Call me when u r driving home so we can discuss response

FlatWorld/Jennifer McAleese asks John McAleese to discuss by phone

On Apr 5, 2011, at 9:42 AM, John McAleese <j.mcaleese@att.net> wrote:

John McAleese replies, "Interesting"

Interesting

--- On Tue, 4/5/11, jennifer mcaleese <jenmcaleese@gmail.com> wrote:

From: jennifer mcaleese <jenmcaleese@gmail.com>
 Subject: Fwd: 1998/2005 Existing Swiping Patent - NO PRIOR ART: confirm receipt, interested in more information
 To: <mailto:j.mcaleese@att.net> j.mcaleese@att.net
 Date: Tuesday, April 5, 2011, 9:38 AM

FlatWorld/Jennifer McAleese forwards Nokia's Reply to John McAleese

See below:

Mr. McAleese Advised FlatWorld Re Nokia

Email chain begins as same thread as prior page, but timestamps indicate crossing emails

--- On Tue, 4/5/11, Jennifer McAleese <jenmcaleese@gmail.com> wrote:

From: Jennifer McAleese <jenmcaleese@gmail.com>
 Subject: Re: 1998/2005 Existing Swiping Patent - NO PRIOR ART: confirm receipt, interested in more information
 To: "John McAleese" <j.mcaleese@att.net>
 Date: Tuesday, April 5, 2011, 9:58 AM

Yes, definitely
 Why coming from copenhagen headquarters??? It is a us patent....

On Apr 5, 2011, at 9:43 AM, John McAleese <j.mcaleese@att.net
 <<http://us.mc800.mail.yahoo.com/mc/compose?to=j.mcaleese@att.net>> > wrote:

Let's talk before you reply to this, okay?

Given your various patent litigations with Apple, I strongly encourage you to take a look at this patent as a potential patent for your portfolio. We filed in 1998 and the patent was granted in 2005.

FlatWorld/Jennifer McAleese replies, “Yes, definitely” (5 minutes after sending her own independent email asking for a phone call in the other thread at FWAPP00004699)

One minute after replying “Interesting” in the other thread, John McAleese suggests a phone call to discuss responsive strategy

Time

Mr. McAleese Provided Advice On Forum (ITC)

Mr. McAleese sent FlatWorld an unsolicited email regarding enforcement options and downloaded an article regarding the ITC on the same day:

MLB_F0000325	John McAleese (jmcaleese@morganlewis.com)	Jennifer McAleese (jenmcaleese@gmail.com)	4.8.2011	Email regarding enforcement options.	Drafted for purpose of litigation.
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Making Their Move at the ITC

Page 1 of 2

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[Back to Article](#)

Making Their Move at the ITC

Joseph Rosenbloom
The American Lawyer
April 11, 2011

When it comes to patent disputes, last year proved that the International Trade Commission and the booming smartphone sector make for a near-perfect pairing. And, observers say, the connection between the two is unlikely to fade anytime soon.

Pieja Decl., Ex. 29; Ex. 4, MLB_F0000325

Mr. McAleese Attended A FlatWorld Meeting In 2012

From MLB calendar:

From: McAleese, III, John J.
Sent: Sun 1/15/2012 5:44:00 PM
Importance: Normal
Subject: Meeting on Flatworld

Pieja Decl., Ex. 39, MLB_A0000027